

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANTHONY MR. STALLWORTH, PARICHAY
MR. BARMAN, NOOR MR. TANI and the NEW
YORK TAXI WORKERS ALLIANCE,
individually and on behalf of all others similarly
situated,

__-CV-__ (__)

Plaintiffs,

-Against-

**DECLARATION OF
DANIEL L. ACKMAN**

MEERA JOSHI, CHRIS WILSON, STAS
SKARBO, AND THE CITY OF NEW YORK,

Defendants.

X-----X

DANIEL L. ACKMAN declares under penalty of perjury:

I am a member of the Bar of the State of New York and counsel to plaintiffs in the above captioned action.

1. I submit this declaration in support of plaintiffs' motion for a temporary restraining order and a preliminary injunction and to submit true and correct copies of documents referenced in the memorandum of law in support of the motion:

Exhibit

Number DOCUMENT

- | | |
|---|---|
| 1 | Class Action Complaint |
| 2 | Excerpt from Nnebe v. Daus (Nnebe) Order dated Jan. 8, 2014 Containing Jury Verdict Form, Nnebe Dkt #286 |
| 3 | <i>Nnebe</i> Defendants' Letter Objecting to Judge Sullivan's Proposed Jury Verdict form, dated Jan. 10, 2014; Nnebe Dkt #290 |

- 4 Judge Sullivan's Order in *Nnebe* relating to Defendants' Objections to the
proposed Jury Verdict Form, dated Jan. 10, 2014; Nnebe Dkt #296
- 5 Excerpts from the Trial Transcript of Nnebe, including pages from the transcript of
the video deposition of M. Hardekopf, which was viewed at trial
- 6 *Nnebe* Findings of Fact, dated August 8, 2014, Nnebe Dkt#323
- 7 *Nnebe* Memorandum and order, dated April 28, 2016, Nnebe Dkt#366
- 8 Excerpt from the Deposition of Matthew Daus dated Feb, 13, 2007.
- 9 Court of Appeals Order in *Nnebe* (Case 16-1673) dated Mar. 1, 2017
- 10 List of Trades and Professions regulated by New York State, downloaded from the
NY State Education Dep't website at <http://www.op.nysed.gov/prof/>
- 11 List of Trades and Professions regulated by New York City, downloaded from the
NYC Building Dep't Website at
<https://www1.nyc.gov/site/buildings/industry/license-types.page>
- 12 Statement of Basis and Purpose for 2006 version of TLC Rule 8-16
- 13 Current TLC Rule 68-15
- 14 TLC Response to FOIL request, dated August 4, 2017
- 15 Documents relating to the Suspension of Parichay Barman, including his
suspension letter, the ALJ Recommended Decision and the TLC chair ruling
- 16 Stallworth suspension letter dated Aug. 4, 2017
- 17 Taxi & Limousine Comm'n v. Bhatti, OATH Index No. 2364/13 (Aug. 27, 2013),
rejected, Comm'n Dec. (Sept. 24, 2013), appended
- 18 Desk Appearance Tickets issued to Stallworth, Barman and Tani
- 19 Transcript of the OATH hearing for Anthony Stallworth, dated April 18, 2017
- 20 Transcript of the OATH hearing for Parichay Barman, dated Feb. 10, 2017
- 21 Transcript of the OATH hearing for Noor Tani, dated May 3, 2017
- 22 OATH ALJ Recommendation and TLC chair ruling for Barman
- 23 OATH ALJ Recommendation and TLC chair ruling for Tani

- 24 Petitions stating relating to hearings for Stallworth, Tani and Barman
Pertinent pages from “Tax i and TLC- Licensee Cases: A Guide to Your Trial at
25 the OATH Trials Division,” downloaded from the Office of Trials and Hearings
website
Taxi & Limousine Comm’n v. Riano, OATH Index No. 2554/08 (June 11, 2008),
26 rev’d, Comm’r/Chair’s Decision (July 11, 2008), appended
27 Stallworth phone records, admitted as evidence in his OATH hearing
28 Stallworth trip records, admitted as evidence in his OATH hearing

Dated: New York, New York
September __, 2017

/s/ _____
Daniel L. Ackman